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24 FREESCALE SEMICONDUCTOR, INC.

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1 I, Mark Patrick, declare as follows:

2 1. I am Law Director, Intellectual Property for Freescale Semiconductor, Inc.
 3 (Freescale). I submit this declaration in support of MediaTek's Stipulated Administrative Motion
 4 to File Documents Under Seal (Motion to Seal), Dkt. No. 393, pursuant to Local Rules 7-11 and
 5 79-5. I have personal knowledge of the facts set forth in this declaration and, if called to testify as
 6 a witness, could and would do so competently.

7 2. MediaTek seeks to file under seal Plaintiff MediaTek Inc.'s Notice of Motions and
 8 Motions In Limine Numbers 1-11 (Motions), the Declaration of Brett Hammon In Support of
 9 MediaTek's Motions (Hammon Declaration), and Exhibits 4, 5, 7, 8, 9, and 11 to the Hammon
 10 Declaration. Attached as Exhibit A to this declaration is the version of Exhibit 7 to the Hammon
 11 Declaration with Freescale's proposed redactions highlighted in yellow.

12 3. **Litigation Information, Technical Information About Freescale's Accused
 13 Products.** The highlighted portions on page 2 of MediaTek's Notice of Motions, on pages i, 32-
 14 35 of MediaTek's Motions, on page 1 of the Hammon Declaration, on page 61 of Exhibit 11 to
 15 the Hammon Declaration, and the entirety of Exhibits 8 and 9 to the Hammon Declaration discuss
 16 highly confidential information about Freescale's litigation and licensing. This confidential
 17 information had been derived from Exhibits 8 and 9 to the Hammon Declaration, FSL-03061628
 18 and FSL-02424082, which Freescale stamped "Highly Confidential – Attorneys' Eyes Only"
 19 before producing to MediaTek. The highlighted portions on pages 21-22, 29-31 (with the
 20 exception of the sentence at 30:9-11), and 37 of MediaTek's Motions and the portions of Exhibit
 21 7 of the Hammon Declaration highlighted in Exhibit A to this declaration discuss highly
 22 confidential information about third parties' end products incorporating Freescale accused
 23 products and how technology is implemented on those products. This confidential information
 24 had been derived from conversations on technical features of Freescale accused products
 25 disclosed in the Expert Report of Brett Reed, which had been designated "Highly Confidential –
 26 Attorneys' Eyes Only."

27 4. Disclosure of the confidential information from MediaTek's Notice of Motion,
 28 Motions, and Exhibits 7, 8, 9, and 11 to the Hammon Declaration would significantly harm

1 Freescale by allowing its competitors to learn detailed information on Freescale’s litigation and
2 licensing practices and the function and operation of the accused product families, including the
3 implementation of technology on third parties’ end products incorporating Freescale’s accused
4 products, such that they may obtain a competitive advantage against Freescale based on an
5 understanding of Freescale’s litigation and licensing strategies and Freescale’s technology. The
6 requested relief is necessary and narrowly tailored to protect the confidentiality of this
7 information. Accordingly, Freescale requests that the Court seal the portions of MediaTek’s
8 Notice of Motion, Motions, and Exhibits 7, 8, 9, and 11 to the Hammon Declaration that
9 Freescale has proposed be redacted.

10 5. **Portions That Do Not Disclose Confidential Information.** MediaTek also
11 requested that the highlighted portions on pages 5, 14-17, 19, 36, and the sentence at 30:9-11 of
12 its Motions and Exhibits 4 and 5 to the Hammon Declaration be filed under seal. Pages 5, 14-17,
13 19, 36, the sentences at 30:9-11 of MediaTek's Motions, and Exhibits 4 and 5 to the Hammon
14 Declaration do not disclose confidential information, however, and, accordingly, Freescale does
15 not request these portions of MediaTek's Motion and Exhibits 4 and 5 to the Hammon
16 Declaration be sealed.

17 I declare under penalty of perjury under the laws of the United States of America that the
18 foregoing is true and correct. Executed this 28th day of January, 2014, at Austin, Texas.

/s/ Mark Patrick
Mark Patrick

ATTESTATION OF E-FILED SIGNATURE

23 I, Rudy Y. Kim, am the ECF User whose ID and password are being used to file this
24 Declaration. In compliance with General Order 45, X.B., I hereby attest that Mark Patrick has
25 concurred in this filing.

26 | Dated: January 28, 2014

/s/ Rudy Y. Kim
Rudy Y. Ki